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REISSUE APPLICATION DECLARATION BY THE INVENTOR

Docket Number (Optional)
23814-A REI

I hereby declare that:

Each inventor's residence, mailing address and citizenship are stated below next to their name.

I believe the inventors named below to be the original and first inventor(s) of the subject matter which is described and claimed in patent number 6,367,613, granted April 9, 2002, and for which a reissue patent is sought on the invention entitled BELT CLEANING SPROCKET,

the specification of which

☐ is attached hereto.☒ was filed on April 8, 2004 as reissue application number 10/821,279 and was amended _____ (If applicable)

I have reviewed and understand the contents of the above identified specification, including the claims, as amended by any amendment referred to above.

I acknowledge the duty to disclose information which is material to patentability as defined in 37 CFR 1.56.

☐ I hereby claim foreign priority benefits under 35 U.S.C. 119(a)-(d) or (f), or 365(b). Attached is form PTO/SB/2B (or equivalent) listing the foreign applications.

I verily believe the original patent to be wholly or partly inoperative or invalid, for the reasons described below. (Check all boxes that apply.)

☐ by reason of a defective specification or drawing.☒ by reason of the patentee claiming more or less than he had the right to claim in the patent.☐ by reason of other errors.

At least one error upon which reissue is based is described below. If the reissue is a broadening reissue, such must be stated with an explanation as to the nature of the broadening:

Reissue of the present application is requested because U.S. Patent No. 6,367,613 (the '613 patent) is partially inoperative in that it provides a source of protection that is not as great as the broad scope of the invention. More particularly, the '613 patent, as issued, contains a single independent claim (Claim 14) directed to a sprocket. Claim 14 defines a sprocket having an elongated body with an outer surface "following a cylindrical path upon rotation of said elongated body relative to said supports". The present invention, in its broad aspects, does not necessarily require that the sprocket have an outer surface that follows such a cylindrical path as required by Claim 14. Accordingly, the '613 patent is partially inoperative in that it fails to contain sprocket claims directed to the broadest aspects of the present invention. The present reissue application corrects this error by presenting new sprocket claims that do not include the requirement of Claim 14 for an outer surface which follows a cylindrical path upon rotation of said elongated body relative to the supports.

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This collection of information is required by 37 CFR 1.175. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 30 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

If you need assistance in completing the form, call 1-800-PTO-9199 and select option 2.

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All errors corrected in this reissue application arose without any deceptive intention on the part of the applicant. As a named inventor, I hereby appoint the following attorney(s) and/or agent(s) to prosecute this

Name(s)	Registration Number
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<u>John A. Chionchio</u>	<u>40,954</u>
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<u>Charles H. Lindrooth</u>	<u>20,659</u>
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Correspondence Address: Direct all communications about the application to:

☐ Customer Number

OR

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I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine and imprisonment, or both, under 18 U.S.C. 1001, and that such willful false statements may jeopardize the validity of the application, any patent issuing thereon, or any patent to which this declaration is directed.

Full name of sole or first inventor (given name, family name)

Preston D. Montgomery

Inventor's signature

Date

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Mailing Address same as residence

Full name of second joint inventor (given name, family name)

Inventor's signature

Date

Residence

Citizenship

Mailing Address

Full name of third joint inventor (given name, family name)

Inventor's signature

Date

Residence

Citizenship

Mailing Address

☐ Additional joint inventors or legal representative(s) are named on separately numbered sheets forms PTO/SB/02A or 02LR attached